THE CASE

Of Sir John Lambert, *Bar.* Samuel Shepheard, *and* John James David, *Merchants of* London. *Humbly offered to the Conſideration of this* Honourable Houſe, *for* RELIEF.

SIR *John Lambert*, Bar. *Samuel Shepheard*, and *John James David*, bought of *Henry Bray* and *John Bowden*, Twenty three Tuns and a Quarter, of *French* Prize Wine, taken by the *Succeſs Privateer* of *Guernſey*, lying at *Penryn* near *Falmouth*; and accepted Bills of Exchange for 1050*l.* drawn by the Collectors there, for the Cuſtoms thereof; and ſhipped Twenty one Tuns and three Hogſheads of the ſaid Wine, on Board a Coaſter, called *The New Topſham*, *William Dair* Maſter, bound for the Port of *London*, who ſailed from *Falmouth* with her Majeſty's Tin Veſſels, having for Convoy the *Dover* and *Sunderland* Men of War.

YET notwithſtanding the Convoy, the ſaid Veſſel called *The New Topſham*, which had on Board Twenty one Tuns, and three Hogſheads of the ſaid Wine, was in the Night, off *Beachy-Head*, taken by a *French* Privateer, and carryed into *Calice*, and there ſold.

WHEREUPON the Merchants above, applyed to be relieved from the Payment of the ſaid Bills of Exchange, becauſe the ſaid Wine never came to Port, but were taken and carryed into *Calice*, and there ſold, as aforeſaid; and therefore did no Ways ſupply the Market, or hinder other Importation, to the Prejudice of Her Majeſty's Cuſtoms.

BUT the Duties of the ſaid Wines being appropriated to the Uſe of the War, they have not been able to obtain further than Time to pray a Bill or Clauſe for their Relief.

AND therefore they humbly hope this Honourable Houſe *will, in Conſideration of the Hardſhip of their Caſe, diſcharge the ſaid* Bills of Exchange, *and not ſuffer them to pay Cuſtom for Goods which never came to Port; or give them Leave to import Wines Cuſtom-Free, to the ſame Value with thoſe loſt, as is allowed where Goods are exported that never reach their Port, in which Caſe, the Merchant hath always been ſuffered to export Cuſtom-Free, to the ſame Value.*